Application No. 10/068,616 Docket No.: 35399.6

Customer No.: 000027683

REMARKS

Claims 1-20 are pending in the application and were rejected. Claim 1 has been amended herein. In view of the amendment to the claims and the following remarks, reconsideration of the application is respectfully requested.

- 1. The Examiner suggested removal of the term "capable of" from claim 1. Applicant has accordingly amended claim 1 to replace the two instances of "capable of" with the positive recitation "configured for." No new matter has been added by this amendment.
- 2. Claims 1-20 were provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 8-19 of copending Application No. 10/068,418. Applicant notes that this copending application issued on January 17, 2006, as U.S. Patent No. 6,988,162.

Applicant submits herewith a terminal disclaimer meeting the provisions of 37 C.F.R. §1.321(c) to overcome the nonstatutory obviousness-type double patenting rejection.

Conclusion

Applicant respectfully requests that the rejections of claims 1-32 be withdrawn for the reasons presented above, and that the application be allowed in present form.

Respectfully submitted,

James E. Harris

Registration No. 40,013

Date: 2/10/66
HAYNES AND BOONE, LLF
901 Main Street, Suite 3100

Dallas, Texas 75202-3789 Telephone: 512.867.8502

Facsimile: 512.867.8663

ipdocketing@haynesboone.com

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450

lon

Date

Supan C Lier